

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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<b>CARL McNEIL,</b>	:	
<b>Plaintiff,</b>	:	
<b>v.</b>	:	<b>CIVIL NO. 12-5718</b>
	:	
<b>CAROLYN W. COLVIN, Acting</b>	:	
<b>Commissioner of Social Security,</b>	:	
<b>Defendant.</b>	:	
	:	

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**ORDER**

**AND NOW**, this 6<sup>th</sup> day of August 2013, upon consideration of Plaintiff's request for review, Defendant's response, the Report and Recommendation, and Defendant's Objections thereto, it is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED** in substantial part, as set forth in the accompanying Memorandum Opinion;
2. Plaintiff's Request for Review is **GRANTED** in part and **DENIED** in part, as set forth in the accompanying Memorandum Opinion;
3. The case is remanded to the Commissioner in accordance with the fourth sentence of 42 U.S.C. § 405(g) for proceedings consistent with the accompanying Memorandum Opinion.

It is so **ORDERED**.

**BY THE COURT:**

**/s/ Cynthia M. Rufe**

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**CYNTHIA M. RUFE, J.**